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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**UTILITY PATENT
APPLICATION TRANSMITTAL LETTER**17510 USPTO
10/697322
10/31/03Barcode
10/31/03

MAIL STOP PATENT APPLICATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Customer No. **2 1 8 3 9**

Sir:

Enclosed for filing is the utility patent application of Muneo MITAMURA, Yoshinori ITO and Sadaharu KANAMORI for Optical Encoder.

- [] Applicant(s) hereby requests that the above-captioned application **NOT BE PUBLISHED** under 35 U.S.C. § 122(b) and 37 C.F.R. § 1.211. The undersigned hereby certifies that the invention disclosed in this application has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at eighteen months after filing.
- [] Applicant(s) suggest(s) Figure _ for inclusion on the front page of the patent application publication and patent.
- [] Applicant(s) requests that the published application include the following assignment information: _.

Also enclosed are:

- [x] 10 sheet(s) of drawings;
- [x] a claim for foreign priority under 35 U.S.C. §§ 119 and/or 365 is [x] hereby made to JP2002-330391 filed in Japan on November 14, 2002;
- [] in the declaration;
- [x] a certified copy of the priority document;
- [] a General Authorization for Petitions for Extensions of Time and Payment of Fees;
- [] an Assignment document;
- [x] an Information Disclosure Statement;
- [] a patent application data sheet; and
- [] Other: _____
- [x] An [] executed [x] unexecuted declaration of the inventor(s)
[x] also is enclosed [] will follow.
- [x] Small entity status is hereby claimed.

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[x] The filing fee has been calculated as follows [x] and in accordance with the enclosed preliminary amendment:

C L A I M S					
	NO. OF CLAIMS		EXTRA CLAIMS	RATE	FEE
Basic Application Fee					\$770.00 (1001)
Total Claims	6	MINUS 20 =	0	× \$18.00 (1202) =	
Independent Claims	4	MINUS 3 =	1	× \$86.00 (1201) =	86.00
If multiple dependent claims are presented, add \$290.00 (1203)					
Total Application Fee					865.00
If small entity status is claimed, subtract 50% of Total Application Fee					428.00
Add Assignment Recording Fee \$40.00 (8021) if Assignment document is enclosed					
TOTAL APPLICATION FEE DUE					428.00

[] This application is being filed without a filing fee. Issuance of a Notice to File Missing Parts of Application is respectfully requested.

[x] A check in the amount of \$ 428.00 is enclosed for the fee due.

[] Charge \$ _____ to Deposit Account No. 02-4800 for the fee due.

[X] The Director is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Please address all correspondence concerning the present application to:

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

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Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

Date: 10/31/03

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